

AF/1646/1B Taw

COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Small Entity)					
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Docket No. 13492

In Re Application Of: Todd C. Sacktor

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
09/839,073	April 20, 2001	Michael D. Pak	23389	1646	2721

Invention: EA MEMORY ENHANCING PROTEIN



COMMISSIONER FOR PATENTS:

This is a combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of August 11, 2004 in the above-identified application.

Date

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated August 11, 2004 finally rejecting Claim(s) 11, 13 and 15

Applicant(s) hereby request(s) an extension of time of (check desired time period):

One month Two months Three months Four months Five months

from: November 11, 2004

Date

until: February 11, 2005

Date

The fee for the Notice of Appeal and Extension of Time has been calculated as shown below:

02/15/2005 HDEMESS1 00000056 09839073	Fee for Notice of Appeal:	\$250.00
01 FC:2401 250.00 OP	Fee for Extension of Time:	\$510.00

TOTAL FEE FOR NOTICE OF APPEAL AND EXTENSION OF TIME: \$760.00

The fee for the Notice of Appeal and extension of time is to be paid as follows:

- A check in the amount of \$760.00 for the Notice of Appeal and extension of time is enclosed.
- Please charge Deposit Account No. 19-1013/SSMP in the amount of 510.00 OP
- The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-1013/SSMP
- Any additional filing fees required under 37 C.F.R. 1.16. 02/15/2005 HDEMESS1 00000056 09839073
- Any patent application processing fees under 37 CFR 1.17. 02 FC:2253 510.00 OP
- If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 19-1013/SSMP
- Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Small Entity)**

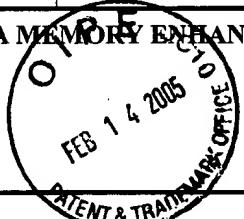
Docket No.
13492

In Re Application Of:

Todd C. Sacktor

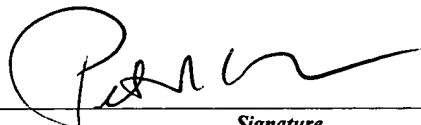
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
09/839,073	April 20, 2001	Michael D. Pak	23389	1646	2721

Invention: A MEMORY ENHANCING PROTEIN



TO THE COMMISSIONER FOR PATENTS:

This combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition for extension of time under 37 CFR 1.136(a) is respectfully submitted by the undersigned:



Signature

Dated: February 11, 2005

Peter I. Bernstein
Registration No. 43,497
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Certificate of Transmission by Facsimile*

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Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on February 11, 2005.

(Date) _____

Signature of Person Mailing Correspondence

Peter I. Bernstein
Typed or Printed Name of Person Mailing Correspondence